

REMARKS

Claims 31-43 are now pending, with Claim 31 being the sole independent claim.

Claims 1-30 have been cancelled without prejudice to or disclaimer of the subject matter recited therein.

Claims 31-43 have been added to more clearly and distinctly claim the instant invention. These claims are supported by the original disclosure. Support for the sequence identity recited in Claim 31 is found at least in the paragraph beginning at page 25, line 20 of the specification (see also applicant's Preliminary Amendment 02/15/02). Support for the use of the term "recombinant" in Claims 38, 40 and 42-43 is found at least in the paragraph beginning on line 26 of page 13 of the specification. Thus, no new matter is believed to have been added.

The specification has been amended at two locations to remove reference to the following URL: www.ncbi.nlm.nih.gov/BLAST/.

Applicants hereby elect, without traverse, the subject matter of SuperGroup A, Claims 1-13 and 24-30 which are drawn to a polynucleotide, chimeric genes, host cells, viruses and methods of transforming a cell, and method of producing a transgenic plant and Group VI related to soybean cysteine protease 2 (drawn to a polynucleotide of SEQ ID NO:23 or corresponding polypeptide of SEQ ID NO:24) for further prosecution subject to Applicants' right to pursue the non-elected subject matter in divisional or divisional cases pursuant to 35 USC §121.

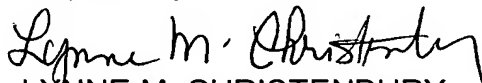
Applicants believe new claims 31-43 fall into Group A.

A preliminary amendment to the sequence listing and Correction of Inventorship under 37 CFR 1.48(b) accompany this response. The correction of inventorship was necessitated by the restriction requirement.

Please charge any fees or credit any overpayment of fees which are required in connection herewith to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company).

In view of the foregoing, allowance of the above-referenced application is respectfully requested.

Respectfully submitted,


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